8576925/2024/OP-BUD-MNW01

MINORITIES WELFARE DEPARTMENT - KAZIS ACT, 1880 (Central Act XII of 1880) – Extension tenure of Sri Mufti Md. Abdul Salam Kousar S/o Md Allabakash as Government Kazi for Ahle Sunnatul Sect of Kurnool Mandal with a jurisdiction of the area lying south of the KC Canal in Kurnool City and Kurnool District, for further period of ten (10) years for performing Marriages of Muslim Community only - Notification - Orders - Issued.

MINORITIES WELFARE (IDM-I) DEPARTMENT

G.O.Ms.No.24 **Dated21/02/2024**

Read the following:-

1. G.O.Rt.No.385, M.W.(IDM) Dept., dt:15.11.2018.
2. From the Collector and District Magistrate, Kurnool Lr.Rc.No. E8/104/2022, dt:25.01.2022
3. Govt.Memo.No.1604433/IDM/A1/2021, dated:24.02.2022.
4. Rep. received from Sri Mufti Md Abdus Salam Kausar Khasmi, dt: 22.08.2023.
5. Govt.Memo.No.1604433/IDM/A1/2021, dated:19.09.2023
6. Fr om the Collector and District Magistrate, Kurnool Lr.Rc.No.E8/104/ 2022, dt: __.01.2024.

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O R D E R

In the G.O first read above, Government have issued orders for appointment of Sri Mufthi Md. Abdul Salam Kousar S/o Md. Allabakash, R/o. Kurnool City as Government Kazi for Ahle Sunnatul Sect of Kurnool Mandal in addition to existing Kazi for Ahle Sunnatul Sect of Kurnool Mandal, Kurnool District, A.P. with a jurisdiction of the area lying south of the KC Canal in Kurnool City and retain the remaining area of the Kurnool City with existing Kazi i.e. Sri Syed Saleem Basha of Kurnool City, Kurnool District initially for a period of three (3) years for performing Marriages of Muslim Community only.

2. In the reference third read above, based on the report of the Collector, Kurnool District vide the reference second read above, Govt. has informed the Collector and District Magistrate, Kurnool District not to send any proposal for extension of tenure of Sri Mufti Md. Abdul Salam Kousar as Government Kazi for South of the K.C. Canal in Kurnool City, in view of the FIR filed against him and also requested to take necessary action against Sri Mufti Md. Abdul Salam Kousar to prevent performing Marriages of Muslim Community in the said jurisdiction.

3. In the reference sixth read above, the District collector, Kurnool, has submitted a proposal for extension of Sri. Mufti Md. Abdul Salam Kousar S/o Md Allabakash as Government Khazi for South of the K.C.Canal in Kurnool City along with the reports of the RDO, Kurnool, the Tahsildar, Kurnool(urban) and the Superintendent of Police, Kurnool District stating that Sri. Mufti Md. Abdul Salam Kousar S/o Md Allabakash is residing at H.No.39-1-9, KVR Garden, Osmania College Road, Kurnool. He has been appointed as Government Khazi Vide G.O.Rt.No.385 of Minorities Welfare Department (IDM) dated:16.11.2018 for a period of three years. Further four Criminal Cases has been filed against the applicant in the Kurnool, Kodumur, Orvakal and Veldurthi Police Station On the said cases the Revenue Divisional Officer, Kurnool has enquired and submitted the report case wise as fallows:

1. Cr.No.211/2021 U/s 420 r/w 34 IPC has filed against applicant in Veldurthi Police Station and the case has been disposed in CC.No.248/2022 by the additional Judicial Magistrate of 1 Class.

(PTO)

2. Cr.No.279/2021 U/s 420,467,468 r/w 34 IPC has filed against applicant in Kurnool One Town Police Station and the case has been disposed in CC.No.627/2022 on the file of 1st JDMC Court, Kurnool in Lok Adalat Case No.15248/2022.
3. Cr. No. 152/2021 U/s 420,271,468 r/w 34 IPC has filed against applicant in Kodumur Police Station and the case has been disposed in CC.No.997/2022 on the file Kodumur Police Station Lok Adalat Case No.15653/2022.
4. Cr.No.247/2021 U/s 420,467,468 r/w 34 IPC has filed against applicant in Orvakal Police Station and the case has been disposed in CC.No.998/2022 by SJMFC (Mobile) Court Lok Adalat Case No. 15655/2022.

4. Further, the District collector, Kurnool has stated that the Superintendent of Police, Kurnool District has verified the records of Sri Mufti Md. Abdul Salam Kousar S/o Md Allabakash and reported that at present there is nothing adverse and no Criminal Cases are pending against him in Kurnool District. Further the particulars furnished by the individual regarding his address in Kurnool Town are found genuine. The Revenue Divisional Officer, Kurnool has recommended that the proposals of Sri.Mufti Md. Abdul Salam Kousar S/o Md. Allabakash services may be extended as Government Kazi for further period of three years for South of the K.C.Canal in Kurnool Town, basing on the report submitted by the Tahsildar, Kurnool - Urban along with its enclosures for kind perusal and favourable order. Finally, the District Collector, Kurnool has requested take Necessary action in favour of Sri Mufti Md. Abdul Salam Kousar S/o Md Allabakash for continuing his services as Government Kazi for further period for performing Marriages of Muslim Community.

5. After careful examination of the proposal of the Collector and District Magistrate, Kurnool District, Government hereby extend the tenure of Sri Mufti Md. Abdul Salam Kousar S/o Md Allabakash as Government Kazi for Ahle Sunnatul Sect of Kurnool Mandal with a jurisdiction of the area lying south of the KC Canal in Kurnool City and Kurnool District, as per Section (2) of the Kazis Act, 1880 (Central Act XII of 1880), for further period of ten (10) years for performing Marriages of Muslim Community only subject to the following conditions:

1. The Kazi is answerable to the Government for his actions.
2. The appointment of the Kazi can be revoked by the Government on receipt of complaints/verification of records or in extreme cases without notice, if malafide is established as per record.
3. The Kazi shall not indulge any illegal activity in the conduct of marriages nor infringe any law established by the Government.
4. The Kazi shall not carry out marriage of any minor.
5. The Kazi shall not act in any way which is prohibited in Islam or is not permissible in Islam.
6. The Kazi shall not conduct contract marriages.
7. The Kazi or his Naib Kazi shall not perform any marriage, in any area, beyond his specified Jurisdiction.
8. The Kazi shall charge the specified fee and nothing more than that.
9. The Kazi shall appoint not more than three (3) Naib Kazis and the names of such Naib Kazis shall be informed to the Government.
10. Government shall have the right to take disciplinary action against the Kazi, in case of any contravention of Law or of any conditions specified above.
11. The Kazi shall hand-over the Marriage Record to the Wakf Board, at the end of the tenure.

(Contd..03)

6. If any question arises whether any person has been rightly appointed as Kazi under the above said Section, the decision thereof by the State Government shall be conclusive. The State Government may, if it thinks fit, suspend or remove any Kazi appointed under this Section, who is guilty of any misconduct in the execution of his Office, or who is for a continuous period of six months absent from the local area for which he is appointed, or leaves such local area for the purpose of residing elsewhere, or is declared an insolvent or desires to be discharged from the office, or who refuses or becomes in the opinion of the State Government unfit, or personally incapable to discharge the duties of office.

7. The following Notification shall be published in the next issue of Andhra Pradesh State Gazette: -

NOTIFICATION

"In exercise of the powers conferred under Section (2) of the Kazis Act,1880 (Central Act XII of 1880), the Government of Andhra Pradesh, after consulting the Principal Muhammadan residents of local area, hereby extend the tenure of Sri Mufti Md. Abdul Salam Kousar S/o Md Allabakash as Government Kazi for Ahle Sunnatul Sect of Kurnool Mandal with a jurisdiction of the area lying south of the KC Canal in Kurnool City and Kurnool District, for further period of ten (10) years for performing Marriages of Muslim Community only."

8. The Collector and District Magistrate, Kurnool District / the Chief Executive Officer, A.P. State Waqf Board, Vijayawada shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A MD IMTIAZ
SECRETARY TO GOVERNMENT

To
Sri Mufthi Md. Abdul Salam Kousar S/o Md. Allabakash,
R/o. Kurnool City, Kurnool District
(Through the Collector and District Magistrate, Kurnool District).
The Collector and District Magistrate, Kurnool District.
The Chief Executive Officer, A.P. State Waqf Board, Vijayawada.
Copy to:
The Commissioner, Printing, Stationery and Stores Purchase,
Andhra Pradesh, Muthyalampadu, Vijayawada
(For publication in the Andhra Pradesh Gazette.)
(And to furnish 10 copies)
The District Minorities Welfare Officer, Kurnool.
P.S. to Hon'ble Deputy Chief Minister (Minorities Welfare),
A.P. Secretariat, Velagapudi.
OSD to Secretary to Government, Minorities Welfare
Department, A.P. Secretariat, Velagapudi.
Sf/Sc.

// FORWARDED:: BY ORDER //

Razak

SECTION OFFICER